

THE HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BOARD OF TRUSTEES OF THE  
WESTERN METAL INDUSTRY  
PENSION FUND,

Plaintiffs,

v.

PACIFIC SHIP REPAIR &  
FABRICATION, INC., a California  
Corporation, Washington UBI No. 601 518  
674,

Defendant.

NO. 2:24-cv-00148-RSM

ORDER ON MOTION TO COMPEL  
PRODUCTION OF EMPLOYMENT  
SECURITY DEPARTMENT RECORDS

THIS MATTER, having come on regularly before this court upon motion of plaintiff, and this Court having before it the declaration of counsel filed in support of this motion and being otherwise duly advised in the premises,

NOW, THEREFORE, it is ADJUDGED AND ORDERED as follows:

1. The production of records in the possession of the Washington State Employment Security Department regarding employees of Pacific Ship Repair & Fabrication, Inc. for October 2023 through current is necessary for the prosecution of plaintiff's case.

ORDER ON MOTION TO COMPEL ESD RECORDS – 1  
CAUSE NO. 2:24-cv-00148-RSM

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2. This necessity outweighs any interest in the confidentiality or privacy of this information of the individual employees, if counsel for plaintiff treats these records as confidential and discloses only such information as is necessary to prosecute this action.

3. Pursuant to RCW 50.13.070, the Washington State Employment Security Department is now ORDERED to produce copies of originals of all documents or records in its possession related to employee reports of Pacific Ship Repair & Fabrication, Inc. at a mutually agreed time and place between the Department and attorneys for the plaintiffs, but in any case and failing agreement, at the offices of the attorneys for the plaintiffs within twenty (20) days of the date of service of this Order upon the Department.

DATED this 3<sup>rd</sup> day of September, 2024.



RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE

Presented by:

/s/ Noelle E. Dwarzski  
Noelle E. Dwarzski, WSBA #40041  
BARLOW COUGHRAN  
MORALES & JOSEPHSON, P.S.  
Attorneys for Plaintiff

ORDER ON MOTION TO COMPEL ESD RECORDS – 2  
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